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TO: Commissioner of Patents

FAX NO.: (571) 273-8300

FROM: Kin-Wah Tong, Esq.

DATE: March 2, 2007

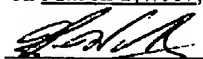
MATTER: U.S. Serial No. 10/056,682 filed January 24, 2002

DOCKET NO.: 003493.00360 (ATT/2001-0335)

APPLICANT: Duffield, et al.

The following has been received in the U.S. Patent and Trademark Office on the date of this facsimile:

<input type="checkbox"/> Petition to Revive under 37 C.F.R. § 1.137	<input checked="" type="checkbox"/> Transmittal Letter (2 copies)
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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/056,682
	Filing Date	January 24, 2002
	First Named Inventor	Duffield, et al
	Group Art Unit	2155
	Examiner Name	Alicia Baturay
Total Number of Pages in This Submission	Attorney Docket Number	003493.00360 (ATT/2001-0335)

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> STATEMENT OF SUBSTANCE <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address, Authorization to Act in a Representative Capacity <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <b>Certificate of Facsimile Mailing</b>
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Kin-Wah Tong, Reg. No. 39,400
Signature	
Date	March 2, 2007

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/056,682
	Filing Date	January 24, 2002
	First Named Inventor	Duffield, et al
	Group Art Unit	2155
	Examiner Name	Alicia Baturay
Total Number of Pages in This Submission	Attorney Docket Number	003493.00360 (ATT/2001-0335)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Kin-Wah Tong, Reg. No. 39,400
Signature	
Date	March 2, 2007

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Typed or printed name	Kin-Wah Tong		
Signature		Date	March 2, 2007

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Atty. Dkt. No. 003493.00360 (ATT/2001-0335)

## PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Duffield, et al.

**Serial No.: 10/056,682**

**Confirmation No.: 9997**

Filed: January 24, 2002

For: **SIZE-DEPENDENT SAMPLING  
FOR MANAGING A DATA  
NETWORK**

www.pearsoned.com

**Group Art Unit: 2155**


**Examiner:** Alicia Baturay

**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

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37 CFR 1.8

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March 2, 2007  
Date

  
Signature

**Dear Sir:**

## SUBSTANCE OF INTERVIEW

In response to the Interview Summary attached to the Office Action dated September 8, 2006, the Applicants submit the following statement regarding the substance of the interview. Although the Applicants do not believe that this statement is required due to the fact that Applicants' representative simply confirmed with the Examiner that there was a typographical error in the Office Action dated September 8, 2006, this statement is nevertheless being submitted in order to comply with the instructions of the Interview Summary. Namely, the Applicants do not believe that an Interview Summary was needed in the first place in view of the discussion that only pointed out a typographical error in the Office Action.

- A) No exhibits or demonstrations were conducted.  
B) No claims were discussed.  
C) No references were discussed.

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Atty. Dkt. No. 003493.00360 (ATT/2001-0335)


- D) No amendments were proposed.
- E) The Examiner's Interview Summary correctly describes the substance of the interview.
- F) No other pertinent matters were discussed.
- G) The Examiner's Interview Summary correctly describes the outcome of the interview.

Although Applicants believe that no fees are due in connection with this response, the Commissioner is hereby authorized to charge counsel's Deposit Account No. 20-0782, for any other fees, including extension of time fees or excess claim fees, required to make this response timely and acceptable to the Office.

Respectfully submitted,

March 2, 2007

Patterson & Sheridan, LLP  
595 Shrewsbury Avenue  
Shrewsbury, New Jersey 07702

  
Kin-Wah Tong, Attorney  
Reg. No. 39,400  
(732) 530-9404